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**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

JEFFREY SCHULKEN AND JENIFER  
SCHULKEN, individually and on behalf of a  
class of similarly situated individuals,  
Plaintiffs,

V

WASHINGTON MUTUAL BANK,  
HENDERSON, NEVADA; JPMORGAN CHASE  
BANK, N.A.,  
Defendants

) CASE NO. 5:09-cv-02708-LHK  
)  
) **STIPULATION AND PROPOSED**  
) **ORDER TO CONTINUE**  
) **DISCOVERY DEADLINES**  
) **AS MODIFIED**  
)  
) Fifth Am. Complaint filed: 10/14/2011  
) Judge: Hon. Lucy H. Koh  
)  
)

WHEREAS, on July 27, 2011, the Court issued an Order setting a schedule for the remaining discovery in this case, as follows:

Additional expert disclosures: November 22, 2011

Additional rebuttal expert disclosures: December 6, 2011

Discovery cut-off: January 12, 2012

Deadline for additional dispositive motions: January 26, 2012

**STIPULATION TO EXTEND DISCOVERY DEADLINES  
CASE NO. 5:09-cv-2708-LHK**

Hearing on dispositive motions: March 1, 2012, at 1:30 pm  
Pretrial conference: April 11, 2012, at 2:00 pm  
Trial: April 30, 2012, at 9:00 am. Trial length is estimated at 10 days.  
(Dkt. 133).

WHEREAS, on October 13, 2011, the Court held a hearing on Plaintiffs' Motion for Class Certification which the Court took under advisement;

Whereas, on October 14, 2011, Plaintiffs Jeffrey and Jennifer Schulken (“Plaintiffs”) filed their Fifth Amended Complaint, to which Defendant JPMorgan Chase Bank, N.A. (“Defendant”) filed its Answer on October 28, 2011;

WHEREAS, the Parties are not certain as to what expert discovery may be needed or relevant following this Court’s ruling on Plaintiffs’ Motion for Class Certification;

WHEREAS, in the interest of judicial economy and so that they may focus discovery on relevant matters only, the Parties seek a 45-day extension of the above deadlines, pending the Court's consideration of the motion for class certification;

In light of the foregoing, the Parties hereby stipulate and agree, subject to this Court's approval, that the above deadlines are extended approximately 45 days as follows:

Additional expert disclosures: January 6, 2012

Additional rebuttal expert disclosures: January 20, 2011

Discovery cut-off: February 27, 2012

Deadline for additional dispositive motions: ~~March 12, 2012~~ March 5, 2012

Hearing on dispositive motions: ~~April 19, 2012, at 1:30 pm~~ April 12, 2012 at 1:30 pm

Pretrial conference: May 30, 2012, at 2:00 pm

Trial: June 18, 2012, at 9:00 am

is estimated at 10 days.

This Stipulation is made in good faith and not for the purposes of delaying this litigation.

Dated: November 21, 2011

Dated: November 21, 2011

By: /s/ Sean P. Reis

By: /s/ George G. Weickhardt

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Admitted *Pro Hac Vice*

*Attorneys for Defendant,  
JPMORGAN CHASE BANK, N.A.*

## ORDER

Pursuant to the stipulation,

IT IS SO ORDERED.

Dated: November 22, 2011

Lucy H. Koh  
UNITED STATES DISTRICT JUDGE LUCY H. KOH